

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND

JENNIFER MAZZARELLO

:

v.

: CIVIL ACTION NO. AMD-02-3576

LUCENT TECHNOLOGIES

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ORDER

On July 24, 2003, judgment was entered in favor of the defendant and against the plaintiff. (Paper No. 21.) On August 25, 2003, prevailing party defendant electronically filed a Bill of Costs pursuant to Fed. R. Civ. P. 54(d)(1) and 28 U.S.C. § 1920, seeking taxation of the fees of the clerk and court reporter.¹ (Paper No. 22.) A subsequent objection and reply were filed by the parties. (Paper Nos. 24 & 25.)

Local Rule 109.1.a (D.Md. 2001) provides that a Bill of Costs *shall* be filed within fourteen days of the entry of a judgment. Non-compliance with this time limit is deemed a waiver of costs. Defendant has failed to comply with the time limit set forth in Local Rule 109.1.a. *See also* Fed. R. Civ. P. 6(a). Accordingly, defendant's request for costs must be denied in its entirety as untimely filed.

Dated this 31st day of March, 2004.

/s/

Frances E. Kessler, Chief Deputy Clerk
for: Felicia Cannon, Clerk of the Court

¹ Plaintiff filed a notice of appeal on August 22, 2003. On February 24, 2004, the United States Court of Appeals for the Fourth Circuit affirmed the judgment of this court. (*See* Paper No. 26.) The appeal record was returned to this court on March 18, 2004.